

1 AMERICAN CIVIL LIBERTIES UNION
2 FOUNDATION OF NORTHERN CALIFORNIA
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11 *Attorneys for Petitioner/Plaintiff*

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 Ilsa Saravia, as next friend for A.H., a minor, and
15 on her own behalf,

16 Petitioner/Plaintiff,

17 v.

18 Jefferson B. Sessions, Attorney General of the
19 United States; James McHenry, Acting Director
20 of the United States Executive Office for
21 Immigration Review; Thomas E. Price, M.D.,
22 Secretary of the Department of Health and Human
23 Services of the United States; Steven Wagner,
24 Acting Assistant Secretary of the Administration
25 for Children and Families; Scott Lloyd, Director
26 of the Office of Refugee Resettlement of the
27 United States; Elicia Smith, Federal Field
28 Specialist of the Office of Refugee Resettlement
of the United States; and Brent Cardall, Chief
Probation Officer of Yolo County, in their official
capacities,

Respondents/Defendants.

Case No.: 3:17-cv-03615-VC

**SUPPLEMENTAL DECLARATION OF
JULIA HARUMI MASS IN SUPPORT OF
PETITION FOR WRIT OF HABEAS
CORPUS**

IMMIGRATION ACTION

1 I, Julia Harumi Mass, declare and state as follows:

2 1. I am duly licensed to practice law in the State of California and am an attorney with
3 the American Civil Liberties Union Foundation of Northern California, Inc., counsel of record for
4 Plaintiff Ilsa Saravia. I made this declaration to supplement the declaration I submitted in support
5 of the petition for writ of habeas corpus and application for temporary restraining order on June
6 23, 2017. I have knowledge of the facts set forth herein, and if called upon to testify as a witness
7 thereto, I could and would competently do so under oath.

8 2. At about 3:00 p.m. on June 20, 2017, I spoke by telephone to Guadalupe Vital from
9 the Yolo County Juvenile Detention at the beginning of a call my office had requested for me to
10 have with A.H. I informed her my office would be having a series of attorney calls with A.H. in
11 the next couple of days related to legal action we were taking on his behalf and that I needed A.H.
12 to be able to take the calls from a private setting. Ms. Vital indicated would be no problem
13 accommodating my requests and that I should email her and Jose Castañeda, Lead Case Manager,
14 to request the calls. After this, she connected me with A.H.

15 3. A.H. and I had a legal call for about an hour, but we were unable to complete our
16 discussion. I heard someone speaking to him and he told me he had to end the call based on
17 instruction from Yolo staff. As a result, I was unable to verify all the information I needed to draft
18 his declaration.

19 4. At about 11:58 a.m. on June 21, 2017 my office emailed Guadalupe Vital and Jose
20 Castañeda, to arrange two calls with A.H. that afternoon in order to finalize his declaration. At
21 around 12:33 p.m. Jose Castañeda responded that Yolo County Detention Facility is “unable to
22 facilitate these calls on short notice due to facility operations” and that they would attempt to
23 schedule the call for the next day. At around 1:40 p.m. my office responded that we were not made
24 aware of this process in the previous day’s conversation with Ms. Vital. We asked that they inform
25 A.H. of our urgent need to speak with him and that they ask him to call us from the housing unit
26 (non private) telephone during his recreation time that day. We also formally requested an attorney
27 call for 10:00 a.m. the next day.

1 5. At about 4:06 p.m. on June 21, 2017, I emailed Jose Castañeda reiterating our
2 urgent need to speak with A.H. since we had not received a response to our last email nor a call
3 from A.H. At around 4:43 p.m. Jose Castañeda responded that they would be facilitating the call
4 with A.H. in a few minutes and that our request for a 10:00 a.m. call the next day was unavailable.
5 Instead, Jose indicated they could facilitate the call at 12:00 p.m. the next day. A few minutes later
6 I spoke to A.H.

7 6. Attached hereto as Exhibit 1 is Section 2 of the ORR Guide, “Children Entering the
8 United States Unaccompanied,” which my office downloaded from the ORR website
9 <https://www.acf.hhs.gov/orr/resource/children-entering-the-united-states-unaccompanied-section-2>
10 at about 10:04 a.m. on June 28, 2017.

11 7. Attached hereto as Exhibit 2 is a true and correct copy of an agenda item from the
12 Yolo County Board of Supervisors meeting agenda for May 9, 2017, entitled “ORR Grant Notice
13 of Award and Program Update,” that provides a description of ORR’s contractual relationship with
14 the Yolo County Probation Department to house youth in ORR’s custody in the Yolo County
15 Juvenile Detention Facility. My office downloaded this document from the Yolo County Board of
16 Supervisors website:
17 http://yoloagenda.yolocounty.org:8085/agenda_publish.cfm?id=&mt=BOS&get_month=5&get_year=2017&dsp=agm&seq=6255&rev=0&ag=1753&ln=58994&nseq=&nrev=&pseq=&prev=# at
18 approximately 2:52 p.m. on June 28, 2017.

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22 I declare under penalty of perjury under the laws of the United States that the foregoing is true and
23 correct and that this declaration was executed on June 23, 2017, at San Francisco, California.

24
25 /s/ Julia Harumi Mass

26 Julia Harumi Mass
27
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